S.B.CIVIL WRIT PETITION NO.3840/2005

Mrs. Lajwanti Chandel
v.
Union of India & Ors.

Date of Order :: 23rd July, 2007

HON'BLE MR.JUSTICE GOVIND MATHUR

Mr. Varun Gupta, for the petitioner.
Mr. Vijay Bishnoi]
Mr. H.L.Kela] for the respondents.
Mr. V.K.Mathur]

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By this petition for writ a challenge is given by the petitioner to allotment of retail outlet dealership to the respondent No.4 by Bharat Petroleum Corporation Ltd. at Makrana in District Nagaur.

The sole contention of the petitioner is that according to the conditions prescribed, a preference was required to be given while making allotment of the petrol outlet dealership to the bonafide residents of Nagaur District but the respondents without any just reason deviated from the pre-condition by making allotment in favour of the respondent No.4 who is a resident of District Jaipur.

In reply to the writ petition the stand of the respondents is that as a matter of fact there is no condition for giving any preference to the residents of District Nagaur while making allotment of petrol outlet dealership at Makrana in District

Nagaur. It is further stated that the petitioner herself is resident of District Jodhpur and, therefore, she cannot make any complaint for making allotment of petrol outlet dealership to the respondent No.4.

Heard counsel for the parties.

The counsel for the petitioner failed to point out any condition regarding allotment of petrol outlet dealership in District Nagaur to the residents of that District on preferential basis. The reliance placed by the petitioner on a advertisement Anx.P/4 dated 25.1.1996 is of no consequence as that relates to Indian Oil Corporation and not to Bharat Petroleum Corporation. The reliance so placed is absolutely misconceived and is of no consequence. No fundamental/statutory or otherwise right of the petitioner is infringed that may require to be protected by this Court under Article 226 of the Constitution of India.

The petition for writ, therefore, is dismissed.

(GOVIND MATHUR),J.

Kkm/ps.